

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTEENTH DAY OF NOVEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION No. 24493 of 2005

Between:

Nilam Tejaswini and another

..... PETITIONERS

AND

S.I. of Police, III Town Police Station,

Rajahmundry, E.G.District and another

.....RESPONDENTS

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ORDER:

Seeking a Mandamus, declaring the action of the 1st respondent in interfering with the petitioners' personal life and liberty, as illegal and arbitrary, the present writ petition is filed.

Heard the learned counsel for the petitioner and the learned Government Pleader for Home.

It is stated that petitioners 1 and 2 have studied upto B.Com in Government Arts College, Rajamundry and both of them are majors and fell in love with each other and they have married at Sri Satyanarayana Swamy vari Temple, Annavaram on 10.11.2005. But the parents of the 1st petitioner did not like their marriage. Therefore, at the influence of the 2nd respondent who is the father of the 1st petitioner, the

1st respondent is interfering with the personal life and liberty of the petitioners, without there being any complaint against the petitioners.

As the petitioners are married couple, the police cannot interfere with their personal life and liberty, without there being any complaint filed against them. If there is any complaint filed alleging that the petitioners have committed a cognizable offence, it is always open for the police to register a case and investigate into. If no offence is being committed by the petitioners, the police cannot interfere with their personal life and liberty. Therefore, the 1st respondent is directed not to interfere with the personal life and liberty of the petitioners without there being any complaint/report filed against them.

With the above observations, the Writ Petition is disposed of. No order as to costs.

V.ESWARAIAH,J

Dated: 16.11.2005

Dsr